



U.S. Department of Justice

*United States Attorney
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AAS/MAA/RMP
F. #2017R05903

*271 Cadman Plaza East
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November 17, 2023

By ECF

The Honorable Ann M. Donnelly
United States District Judge
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

Re: United States v. Huawei Technologies Co., Ltd., et al.
Criminal Docket No. 18-457 (S-3) (AMD)

Dear Judge Donnelly:

The government respectfully submits this letter on behalf of the parties to provide a joint status report and to request an adjournment of the forthcoming status conference in the above-referenced matter, currently scheduled for December 12, 2023, and a corresponding exclusion of time under the Speedy Trial Act. As the Court may recall, at the May 25, 2023 status conference, the parties agreed to propose a joint briefing schedule regarding substantive motions, and, on June 9, 2023, the defense filed a two-page letter describing the numerous substantive and discovery motions that it anticipated filing. (ECF No. 387.) On September 5, 2023, the government, on behalf of the parties, requested an adjournment of the upcoming status conference, then scheduled for September 12, 2023. (ECF No. 390.) The parties explained that, since June 9, the parties had been engaged in substantive discussions that might narrow the range of disputed issues or entirely obviate the necessity of filing certain motions contemplated by the defense, and that the parties believed that resolution might result in a considerable savings of judicial resources. (*Id.*) Since September 5, the parties have continued to make significant progress, though the discussions have not been completed, as the parties had anticipated in September. Because the discussions remain ongoing and productive, and the parties continue to believe that resolution may result in a considerable savings of judicial resources, the parties jointly request adjournment of the status conference for a period of three months to enable completion of these discussions.

The Court has designated this case as complex, and the government requests that time under the Speedy Trial clock be excluded in the interests of justice between December 12, 2023 and the date of the next status conference set by the Court. The parties respectfully submit

that the interests of justice served by excluding time to facilitate the discussions described above outweigh the interests of the defendants and the public in a speedy trial.

Respectfully submitted,

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cc: Clerk of the Court (by ECF and Email)
Defense counsel of record (by ECF)